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Tarrant County Texas

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**D209152809**

2 Pages



Suzanne Henderson

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS' LICENSE NUMBER

**AMENDMENT OF OIL, GAS AND MINERAL LEASE**

STATE OF TEXAS }

COUNTY OF TARRANT }

**WHEREAS, Paul Lopez and Elva Lopez, husband and wife, as Lessors and Ratified by Maria G. Rodriguez, as Lessor**, heretofore executed an Oil, Gas And Mineral Lease, dated October 23, 2006, to **Fort Worth Energy Co., L.P.**, as Lessee, and recorded on November 17, 2006, as Document D206364483, Official Public Records of Tarrant County, Texas covering the following described lands, located in Tarrant County, Texas, to wit:

I. Addition Name: J.S. Smith Plat Recorded: 204 A-118

Lessor's Deed Recorded: 6/8/94 Vol. 11613, Pg 1578

Block: 10

Lots: 9

The described premises also known as: 212 E. Drew St.

II. Addition Name: J.S. Smith Plat Recorded: 204-A pg. 118

Lessor's Deed Recorded: 2/4/99 Vol. 13648, Pg. 288

Block: 16

Lots: 15

The described premises also known as: 316 W. Bolt St.

III. Addition Name: J.S. Smith Plat Recorded: 204-A pg. 118

Lessor's Deed Recorded: 8/29/88 Vol. 9366, Pg. 2113

Block: 16

Lots: 17

The described premises also known as: 324 W. Bolt St.

**AND WHEREAS**, provision on lease states: "Notwithstanding anything to the contrary in the lease, Lessee agrees there shall be no drilling or surface operations on the leased premises."

**NOW THEREFORE**, Not withstanding anything to the contrary, it is the desire of the Lessee and Lessors to amend the provision in the lease to state as follows:

**It is hereby agreed and understood that there shall be no drilling activities on the surface of the leased premises without the prior written permission from the surface owner of, Tracts II and III the applicable portion of the leased premises.**

**AND WHEREAS**, the lease and all rights and privileges thereunder are now owned and held by **XTO Energy Inc.**, a Delaware Corporation.

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**EXCEPT** as otherwise amended the above described lease is and shall remain in full force and effect as written in accordance with its terms and conditions, and the undersigned Lessors recognizes said lease as a valid and sustaining Oil and Gas Lease.

**AND**, for the same consideration recited above, I or we, the undersigned, jointly and severally, do hereby adopt, ratify and confirm The Lease, and all of its provisions, except as herein modified and amended, and do hereby grant, lease, and let to the Lessee therein or its successors and assigns, any and all interest which I, or we, now have, or may hereafter acquire, either by conveyance, devise, inheritance or operation of laws, and whether vested, expectant, contingent or future, in and to the lands described therein, in accordance with each and all of the provisions contained in The Lease and all of its provisions, as amended, are binding on the undersigned and is valid and subsisting Oil and Gas lease and this agreement shall extend to and be binding upon the heirs, executors, administrators, successors, and assigns of each of the undersigned.

IN WITNESS WHEREOF, this instrument is executed on this the respective date of the Acknowledgment below, but shall be effective, however, as of October 23, 2006.

LESSORS:

Paul Lopez  
Paul Lopez,  
applicable to Tracts II and III  
Block 16, Lots 15 and 17

Elva Lopez  
Elva Lopez  
applicable to Tracts II and III  
Block 16, Lots 15 and 17

ACKNOWLEDGMENT

STATE OF TEXAS }  
COUNTY OF TARRANT }

This instrument was acknowledged before me on the 5 day of June, 2009  
by Paul Lopez and Elva Lopez, husband and wife.



[Signature]  
Notary Public, State of Texas

LESSOR:

Maria G Rodriguez  
Maria G. Rodriguez Individually,  
applicable to Tract I, Block 10, Lot 9

ACKNOWLEDGMENT

STATE OF TEXAS }  
COUNTY OF TARRANT }

This instrument was acknowledged before me on the 5 day of June, 2009  
by Maria G. Rodriguez, Individually.



[Signature]  
Notary Public, State of Texas

Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt. # 1136  
Fort Worth, TX 76137